



General Assembly

February Session, 2014

Raised Bill No. 5389

LCO No. 1733



Referred to Committee on PUBLIC SAFETY AND SECURITY

Introduced by:
(PS)

***AN ACT CONCERNING THE USE OF AN AUTOMATED NUMBER
PLATE RECOGNITION SYSTEM.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2014*) (a) For the purposes of
2 this section:

3 (1) "Authorized agent or employee" means an agent or employee of
4 an organized local police department, the Division of State Police
5 within the Department of Emergency Services and Public Protection or
6 the Department of Motor Vehicles who is authorized by the chief of
7 police or commissioner of such department, as the case may be, to use
8 an automated license plate recognition system;

9 (2) "Automated number plate recognition system" means a system
10 of one or more mobile or fixed high-speed cameras used in
11 combination with optical character recognition technology software
12 that detects the presence of a number plate affixed to a motor vehicle,
13 captures the image of the number plate, converts the image into
14 computer readable data, stores such data together with the date, time

15 and location of such captured image in a database and links such data
16 to other applications or compares such data to data stored in other
17 databases;

18 (3) "Motor vehicle" has the same meaning as provided in section 14-
19 1 of the general statutes; and

20 (4) "Number plate" has the same meaning as provided in section 14-
21 1 of the general statutes.

22 (b) No person may use an automated license plate recognition
23 system unless such person is an authorized agent or employee and
24 such use is for law enforcement purposes only and within the scope of
25 such agent's or employee's employment.

26 (c) Data stored in an automated license plate recognition system
27 may only be linked to or compared with data in a database or
28 databases based on (1) specific and articulable facts of a concern for
29 public safety, (2) a criminal investigation, (3) records of court orders,
30 (4) records of the Connecticut Online Law Enforcement
31 Communications Teleprocessing System, or (5) an official bulletin
32 published by a law enforcement agency.

33 (d) Data collected through the use of an automated number plate
34 recognition system that is retained by a law enforcement agency shall
35 be reviewed by such agency not later than five years after it was
36 collected and, if the existence of criminal activity with respect to such
37 data cannot be corroborated, be destroyed.

38 (e) Data collected through the use of an automated number plate
39 recognition system shall not be subject to the provisions of the
40 Freedom of Information Act, as defined in section 1-200 of the general
41 statutes.

42 (f) Any person who violates any provision of this section shall be
43 guilty of a computer crime, as defined in section 53a-251 of the general

44 statutes, and, subject to the provisions of sections 5-141d, 7-465 and 29-
45 8a of the general statutes, be liable to any person who is the subject of
46 such violation in an action at law, suit in equity or other proper
47 proceeding for redress.

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| This act shall take effect as follows and shall amend the following sections: | | |
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| Section 1 | <i>October 1, 2014</i> | New section |
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Statement of Purpose:

To authorize the use of an automated license plate recognition system by specified agents or employees for law enforcement purposes and establish a retention period regarding the collected data.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]